

A G E N D A



Recommendation for Council Action (Real Estate)

Austin City Council	Item ID:	7541	Agenda Number	39.
Meeting Date:	July 28, 2011			
Department:	Office of Real Estate Services			
Subject				
<p>Approve a resolution authorizing the filing of eminent domain proceedings for the South IH-35 Water and Wastewater Infrastructure Improvements Program Project to acquire permanent waterline easements of 0.667-acre and 0.010-acre, said 0.010-acre tract of land is comprised of two parcels of land, equivalent to a total of 400 square feet; and a temporary working space easement of 0.445-acre of land out of the Trinidad Varcinas Survey No. 535, Abstract No. 785, in Travis County, Texas, in the amount of \$44,656. The owner of the needed property interests is BOONE AND HERMAN'S, LLC. The property is located north of SH 45 SE /F.M. 1327, just east of IH-35, in Austin, Travis County, Texas.</p>				
Amount and Source of Funding				
Funding is included in the Fiscal Year 2010-2011 Capital Budget of the Austin Water Utility.				
Fiscal Note				
A fiscal note is attached.				
Purchasing Language:				
Prior Council Action:				
For More Information:	Brenda Baker 974-1175; Joe Hoepken 972-1168; Lauraine Rizer 974-7078; Amanda Glasscock 974-7173.			
Boards and Commission Action:				
MBE / WBE:				
Related Items:				
Additional Backup Information				

The southern area of the City of Austin's Extraterritorial Jurisdiction (ETJ), specifically along and east of I-35, is currently experiencing significant development. At this time water and wastewater utility infrastructure is not in place to handle this development. Austin Water Utility has developed the South IH-35 Water & Wastewater Infrastructure Improvements Program Project to address the anticipated needs for both water and wastewater infrastructure in this area.

Design plans for the South IH-35 Water & Wastewater Infrastructure Improvements Program Project require the acquisition of a permanent waterline easements and a temporary working space easement on the property located north of SH 45 SE /F.M. 1327, just east of IH-35, in Austin, Travis County, Texas.

The City of Austin has attempted to purchase the necessary easements. The City and the property owner are unable to agree on the value of the necessary acquisitions. The Law Department is requesting authorization to file an action in eminent domain on behalf of the City of Austin.